

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA

325 West "F" Street, San Diego, California 92101-6991

In Re

BANKRUPTCY NO.

Debtor.

**ORDER CONVERTING CASE UNDER CHAPTER 13 TO CASE
UNDER CHAPTER 7 ON MOTION BY A PARTY IN INTEREST**

A party in interest other than the debtor has filed a motion in accordance with 11 U.S.C. § 1307 (c) seeking to convert the case to a case under chapter 7 of the Bankruptcy Code (title 11 of the United States Code). The court finds, after notice and a hearing, that the motion should be granted.

IT IS ORDERED THAT:

1. This chapter 13 case is converted to a case under chapter 7.
2. The chapter 13 trustee within 30 days of the date of this order shall file an accounting of all receipts and distributions made, together with a schedule of all unpaid debts incurred after the commencement of the chapter 13 case, as required by Federal Rule of Bankruptcy Procedure 1019(5).
3. The chapter 13 trustee forthwith shall turn over to the chapter 7 trustee all records and property of the estate remaining in the chapter 13 trustee's custody and control, as required by Federal Rule of Bankruptcy Procedure 1019(4).
4. The debtor within 15 days of the date of this order shall file the statements and schedules required by Federal Rules of Bankruptcy Procedure 1019(1)(A) and 1007(c), if such documents have not already been filed.
5. The debtor within 30 days of the date of this order shall if the case is converted after the confirmation of a plan, file:
 - a. a schedule of all property not listed in the final report and account of the chapter 13 trustee which was acquired after the commencement of the chapter 13 case but before the entry of this conversion order,
 - b. a schedule of executory contracts entered into or assumed after the commencement of the chapter 13 case but before the entry of this conversion order, and
 - c. a schedule of unpaid debts not listed in the final report and account of the chapter 13 trustee which were incurred after the commencement of the chapter 13 case but before the entry of this conversion order, as required by Federal Rule of Bankruptcy Procedure 1019(5); and
 - d. a statement of intention with respect to retention or surrender of property securing consumer debts, as required by 11 U.S.C. § 521(2)(A), and Federal Rule of Bankruptcy Procedure 1019(1)(B), and conforming to Official Form 8.
6. [Other provisions as needed]

Dated:

Judge, United States Bankruptcy Court